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THE PROCEEDINGS AT THE ASSIZES of PEACE, Oyer and Terminer, FOR THE County of Surrey,

HELD AT THE

Town-Hall of *Kingston upon Thames*,

ON

WEDNESDAY the 30th, THURSDAY the 31st of *JULY*; and FRIDAY the 1st, and SATURDAY the 2d Days of *AUGUST*.

In the 14th Year of his MAJESTY's Reign.

BEFORE THE

Right Hon. Sir JOHN COMYNS, Knt. Lord Chief Baron of the Court of *Exchequer*, and the Hon. Sir LAWRENCE CARTER, Knt. one of the Barons of the said Court.

To which is added,

The Genuine PROCEEDINGS at the ASSIZES for the County of *ESSEX*.

LONDON:
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THE PROCEEDINGS AT THE

Assizes of the Peace, and Oyer and Terminer, For the COUNTY of SURRET.

BEFORE the Right Hon. Sir JOHN COMYNS, Knt. Lord Chief Baron of his Majesty's Court of Exchequer; the Hon. Sir LAWRENCE CARTER, Knt. one of the Barons of the said Court; and others of his Majesty's Justices of Oyer and Terminer, and Gaol Delivery for the County of SURRET.

The Names of the JURY.

Thomas Cole,	*Peter Wickham*,
Josiah West,	*George Griffiths*,
William Gosvell,	*John Wright*,
George Gardiner,	*Jonathan Jelly*,
Edward Orem,	*George Stone*,
William Bligh,	*Thomas Bartlett*.

WILLIAM CREEKE, otherwise *CRICK*, late of the Parish of *Windlesham*, was indicted for assaulting *John Shepherd* on the Highway, putting him in Fear, and taking from him two Leather Bags, value 40 *l.* the Property of his Majesty, wherein were several Notes, &c. the Property of the Governor and Company of the Bank of *England*.

He was again indicted for assaulting *John Shepherd* on the Highway, putting him in Fear, and taking from him one Chesnut Gelding, value 5 *l.* and one Black Gelding, value 5 *l.* the Property of *Richard Chester*, *April* 4.

John Shepherd, the Post-Boy. I am Servant to Mr. *Chester*, Post-Master at the *Swan* at *Staines*, and was employ'd by him to carry the Mail. I had two Horses, one a Chesnut Colour, and the other a Black one; on the Black Horse was the *Portsmouth* Mail, and on the Chesnut Horse was the *Western* Mail: I rode on the Black Horse, and drove the other before me; and between Twelve and One of the Clock, on the 4th of *April*, coming down the Hollow-Way on the *London* Side of *Bagshot*, I saw two Men; one of them broke Way, - - - that is, he gave me the Road, and the other took hold of my Shoulder, and ask'd me, What Mails I had got? I told them the *Portsmouth* and *West* Mails; they then ask'd me, Who I belong'd to? I told them to Mr. *Chester* at the *Swan* at *Staines*. They order'd me to dismount, and whilst one Man took the *Portsmouth* Mail, the other rode after the Chesnut Horse that had the *West* Mail, and brought him back; for when I was stopp'd the Horse went on, - - - I believe the Man returned in a Quarter of an Hour with the Horse. When the Horses were both together, they tied me Hand and Foot, took all but the *Bagshot* Bag, and then rode over the Heath towards the Forest. The Horses which carried the Mails were afterwards found with their Bridles tied to their Foot-Locks, and the Saddles cut to pieces,

Court. Was it light enough to discern either of the Men who stopp'd you?

Shepherd. It was not. I should not know either of them if I was to see them. - - - I do not know if the Prisoner at the Bar is one of them. - - - They were both on Horseback.

Robert Kitson. The Prisoner is my Brother-in-Law, and we have been acquainted a great while. The Beginning of *April* we made an Agreement to rob the Mail, and in the Hollow-Way stopp'd the Boy. I rode after the Horse that carried the *West* Mail. After we took the Mail, we rode a Mile or two off the Common, and open'd the Bags, and haul'd the Letters away on the Forest.

Court. What were the Colour of the Horses the Boy rode?

Kitson. I don't know. - - - I believe one of 'em was black.

Court. Was the Boy tied?

Kitso. I did not tie him; nor do I know that my Brother did.

Court. Was not you and the Prisoner the Persons who robb'd the Mail?

Kitson. Yes, we were.

Rich. Chester. I am Post-Master at *Staines*. *John Shepherd* carried the Mail the Day it was robb'd. — They were carried on a Black Gelding and a Chesnut Gelding, which belong'd to me, and the Mails belong'd to the King. The Boy came to me on a Horse belonging to the Post-Master of *Bagshot*. - -

A great

A great many of the Letters were afterwards found on *Windsor* Forest.

Joseph Gunson. I am Servant to Mr. *Sneady*, a Linnen-Draper in the Borough. The Prisoner came to our House and bought some Linnen, and offering a 20*l.* Note in Payment, with three Endorsements on the Back: It was suspected to be taken out of the Mail. I went by Water unknown to the Prisoner to Sir *Francis Child*'s to have the Note accepted, but when I came there found it had been taken out of the Mail, and a Man came with me; but before we got to my Master's, the Prisoner at the Bar was in Custody. He pretended to carry a Piece of Cloth to his Landlady, as he said, to see how she lik'd it, but as soon as he had got to the Door, he took to his Heels, but was taken by an Outcry of *Stop Thief* by one Mr. *Taylor*.

John Day. I having had some Concerns in Trade with the Prisoner, when he was first seiz'd on Suspicion of this Fact, a Letter with my Name was found in his Pocket, so the Gentlemen of the Post-Office sent to me to know if I was acquainted with him. I came to the Prisoner, and ask'd him if he was concern'd in robbing the Mail. He absolutely deny'd it, and said he had taken the 20*l.* Note in his Shop. A while after this, he sent for me, and then confess'd he had robb'd the *Portsmouth* Mail, and that when he was seiz'd and carry'd to the Coffee-House by St. *Margaret*'s Hill, he swallow'd six Notes.

Prif. Cunn. Did you ever know the Prisoner guilty of any Robbery? What is his Character?

Day. The Man has been under Misfortunes, it's true; but I never thought he was a Knave.

Prif. Pray ask my Brother, if I ever robb'd any one in my Life?

Kitson. I don't know that you did, only this Affair.

William Ford. After the Prisoner was committed, and *Kitson* had given his Information before Sir *Edward Hill*, I went to him, and ask'd him, if he could give any Account of the Mail being robb'd. He told me, he would make no Answer, unless I gave him a Piece or two of Gold, on which I put my Hand in my Pocket, and gave him two Guineas. He then ingenuously told me, that he had robb'd the Mail, and that when he was taken up, he swallow'd four 50*l.* Notes, and two 20*l.* Notes at the Coffee-House, and drank a Glass of Cyder after them. He said he was very sorry his Brother should swear against him.

Mr. *Jesse.* On *Wednesday* the 21st of *May* a Note came to the Post Office, with Advice, that a Man was apprehended in *Southwark* on a Suspicion of robbing the *Portsmouth* and Western Mails, on which I went thither, and found the Prisoner in Custody at the Coffee-House. As soon as I came there I order'd the Prisoner to be search'd, but nothing was found on him. After he had been committed he sent to me, and said that he would willingly speak with me. I went to him, and then he confess'd. Says he, I smil'd when you order'd me to be search'd at the Coffee-House; for about five Minutes before I swallow'd 240*l.* in Notes.

Prif. I might confess over a Glass of Liquor, when I did not know what I said.

Jesse. He sent for me voluntarily, and made this Confession, and said he look'd on it as a National Concern.

Prisoner. What my Brother has sworn is false. He does it to save his own Life.——The Post Boy cannot say I was one of the Persons who robb'd him. My Brother has often perswaded me to do bad Things. He once endeavour'd to make me agree with him to cheat the County of 100*l.* by swearing that he was robb'd of 100*l.* of which he said he would make Affidavit before a Justice of Peace at *Hounslow*; but I refus'd to be concern'd in any such Villainy.

Court. You should bring Proof to support what you say.

Prisoner. To be sure he would not speak of any such Affair in publick; so that I cannot prove it. I was always counted a fair Dealer. I have no body here to speak to my Character, because I expected to be try'd in another County in *Berkshire*, where my Brother swore at first the Robbery was committed. *Guilty. Death.*

WILLIAM HOOPER, otherwise *YOUNG*, and *JOSEPH HOOPER* otherwise *YOUNG*, were indicted for assaulting *Hugh Conlyn* on the Highway, putting him in Fear and taking from him a Silver Watch, value 5*l.* a Seal, value 5*s.* and 6*s.* in Money, in the Parish of St. *Mary Lambeth*, *June* 16.

Mr. *Conlyn.* As I was returning from the *Borough* of *Southwark* on the 16th Day of *June* to *Wandsworth*, when I had got about half Way thither I was attack'd by two Men; one of them laid hold of my Horse's Bridle, and they demanded my Money and Watch, and took both. On the 18th I advertised my Watch, with a Reward of two Guineas to any Body that would bring it, and on the 19th of the Month I found it was at a Pawnbroker's by St. *George*'s Church in *Southwark*; so I had it again. I cannot say that either of the two Men are those that robb'd me.——Here is the Watch, and this is the very Watch that I lost when I was robb'd.

Sarah Wayte. I was in my Mistress's Shop, the Prisoner *Joseph Young* (that tall Man) brought the Watch to me, and told me that he wanted to borrow two Guineas and a half upon it; I did not know whether I had best to lend it before I consulted my Mistress, so I carry'd it in to her, and she said she would lend no more than two Guineas, and then I came into the Shop and told the Prisoner, who accepted of the two Guineas and received it of me.

Elizabeth Smith confirmed this Evidence.

John

John Duckett. I was at Mr. *Mitchell's* House when the Profecutor came in and ſaid he had been robb'd by two Men, and if we could find them he would make me and ſome others who was with us Amends. I went to the Pawnbroker's Maid, and aſked what ſort of a Man 'twas who brought the Watch to Pawn. She told me he was a tall Man, and that ſhe had ſeen him drink at the *Dunn Horſe* over the Way with a Woman. I went to the Houſe, and enquired for ſuch a Man of the Hoſtler, who told me he knew nothing of any ſuch Man, but while I was upon my Enquiry, the Man was paying for his Horſe's ſtanding, and hearing my Buſineſs, he made off in a great Hurry, and was not taken this Time; but ſome Days after having Information that the Priſoner *Joſeph*, with his Brother *William* were drinking at the *Bell* in St. *George's* Fields, I went thither with ſeveral others, on purpoſe to apprehend them. I believe they had received ſome Information of our coming, for by that Time we had got to the *Bell*, they were come into the Fields, and were taking to their Heels. We called out ſtop Thief, ſtop Thief. They each pull'd out a Piſtol, and they had a Cutlaſs, with which they endeavour'd to cut a Butcher; a Man was ſhot in the Face, and they run till they came to the Back-ſide of St. *Mary Overy's*, with their Piſtols and Cutlaſs threatening Deſtruction to any one that oppos'd them; and there they were apprehended.

Mr. *Houſe* the Conſtable, Mr. *Mitchell* and Mr. *Holderneſs* confirm'd Mr. *Duckett's* Teſtimony, and produc'd ſome Bullets and a Maſk that had been taken from the Priſoners.

The Priſoner *Joſeph* in his Defence ſaid, that he he was a Serjeant, and had deſerted, and that his Brother alſo deſerted out of *Honeywood's* Dragoons; and they were under Apprehenſions of being taken and ſhot for Deſertion; and that they had agreed both of them to go and enter into ſome Regiment together, but were prevented by being charged with this Robbery. --- Mr. *Conyn's* Watch he ſaid he pawn'd as was ſworn to by *Mrs. Beckley's* Servants, but ſaid he bought it of a Soldier belonging to the Third Regiment of Guards, whom he met upon *London* Bridge, for three Guineas, and having only one, he pawn'd the Watch for the other two Guineas. Being aſk'd by the Court, Where that Man was? He ſaid, that upon hearing of his being in Cuſtody for that Watch, he had deſerted.

They call'd *William Martin* and *Martha Nut* to prove them the Night that the Robbery was committed at their Lodgings. The Jury found *Joſeph Hogar* Guilty, *Death*. But there being no poſitive Evidence as to *William Hogar's* being with his Brother when the Watch was pawn'd, (which was the only Circumſtance that affected *Joſeph*) the Jury *Acquitted* him.

MARY the Wife of *John Cooper*, late of the Parish of *Putney*, was indicted for breaking and entering the Dwelling-Houſe of *Rebecca Terſons* in the Night-time, and ſtealing one grey Silk Damask Night-Gown, a quilted Petticoat, and other Goods, July 30, about the Hour of Ten at Night.

She was again indicted for feloniouſly ſtealing one Cambrick Mob, value 2 *l.* one Pair of Cambrick Double Ruffles, in the Dwelling-Houſe of *Rebecca Terſons*, the Property of *Eleanor Terſons*, Spinſter.

Eliz. Blackwell. Laſt Wedneſday Night, about Ten o'Clock, hearing a Noiſe in my Lady's Bed-Chamber, I came down, and found the Priſoner at the Bar in the Room. I flew at her directly, and aſk'd her what Buſineſs ſhe had there. --- I call'd out to my Fellow-Servants, and the Footman *Daniel Davenport* came to my Aſſiſtance. --- When I firſt ſeiz'd the Priſoner, ſhe made no Reſiſtance, only ſaid, *Don'd, don't.* I aſk'd her, *How ſhe came in?* She told me, *She came in at the Window by the Aſſiſtance of a Ladder ſhe got in the Garden next Door.* I am ſure the Windows were all faſt at Seven o'Clock, and when I took the Priſoner it was a Quarter before Ten. I look'd out of the Window, and ſaw this Petticoat lie in the Gutter, where the Priſoner had thrown it to carry off.

Ellen Burgas. I am ſure the Window was faſt that Night, and all the other Windows except this had been iron-bar'd, becauſe the Houſe was robb'd three Weeks before; and I remember I ſaid that it was a Pity this Window as well as the others had not Iron Bars to it. The Priſoner had been a Servant to one of the young Ladies, and had the Advantage of knowing the Houſe the better.

Mrs. *Rogerſon*, and *Daniel Davenport* the Footman confirm'd the Teſtimony of the aforementioned Witneſſes; and *Edward Adams*, Conſtable, depos'd, that when he took the Priſoner into Cuſtody, there was an Iron Implement found on her. It was produc'd in Court, and ſworn to by a Smith to be a fit Tool for lifting up a Saſh-Window.

The Priſoner made no Defence. *Guilty. Death.*

BARTHOLOMEW GREENWOOD, late of the Parish of *Camberwell*, Gent. was indicted for aſſaulting *Roger Wheatley* in a certain open Field near the King's Highway, putting him in Fear, and taking from him a Silk Purſe, value 6 *d.* one Guinea and an Half in Gold, a Silver Seal, value 2 *s.* an Iron Ring and three Iron Keys, on the 5th of *June* laſt.

The Council for the Proſecution having opened the Indictment, they proceeded to call their Witneſſes.

Mr. Wheatley. On *Thurſday* the 5th of *June*, in the Afternoon about Three o'Clock, I was at the Tennis-Court in the *Haymarket*, where I ſaw the Priſoner Mr. *Greenwood* playing at Tennis; there were preſent Lord *James Cavendiſh* and one Mr. *Warren*. The Priſoner aſk'd me, when I had ſeen Lord *John Sackville*? I told him, not lately, but I was going the next Day out of Town to *Woburn Abbey* with his Brother Lord *George*, and ſhould ſee him. ſays the Priſoner, Be ſure tell him,

him, if he don't play, he must pay the Bets on the six Sets. I told him, if I had any Order, by Letter, or otherwise, from Lord *Jolly*, I would then pay him immediately the Sum he demanded, which was 70*l.* Fifty for the Bets, and Twenty for a Horse. I left the Tennis-Court, and came into the City, and din'd at the *Fleece* in *Cornhill* with a Gentleman a Supercargo. After Dinner, and drink-part of two Bottles of Wine, I went from thence to the *Jerusalem* Coffee-house, and then into *Lombard-street*, to one Mr. *Adams* to borrow his Horse, altho' I had one of my own, intending, as I have said, to go out of Town the next Day. - - - I was told that Mr. *Adams* was gone to *Vaux-Hall*, so I went to him, and walk'd a-cross *London* Bridge, and at *Vaux Hall* I got a Note of Mr. *Adams* for the Loan of his Horse for next Day. I left *Vaux Hall* about Nine at Night, and set out directly on my Way home to *Camberwell*. I pass'd over *Kennington* Common, and over the Fields in my Way home; and in the third Field I met a Man in a brown Coat, who was, as I thought, coming for *London*. I went over a Bar-Way, and saw a Man standing in the Middle of the Field, and another at some Distance from him. This was about Half an Hour after Nine. When I had go a little Way into the Field, about 15 or 16 Yards, before I came to the Path-way, I thought I heard somebody come stumping after me. - - - I look'd behind me, and saw the Man I had first met come over the Bar-Way. He call'd, and said that he wanted to speak with me. Speak with me, I replied, - - - to rob me. I never was robb'd in my Life. He then came up and demanded my Money, but neither of the two Men whom I saw in the Field either assisted him, or came to my Relief. - - - I observed he had a Stick in his Right Hand, and a Pistol in his Left; and with the Stick he made a Blow at me, and wounded me in the Temples over the right Eye——he struck under-handed.——I launch'd out my Cane and defended myself.——I believe I struck him three or four Strokes, and he gave me six. The last Blow, I made up to him, close'd in with him, and clapp'd hold of his Pistol, and said Why don't you Fire. In the Scuffle we fell into a Drain, which is a Place to carry off the Water from the Wheat. I told him I had no more than a Guinea and a half about me; and that he was a Villain to use a Gentleman in such a Manner. He said, *Why did you Strick then*; meaning, Why did I Strike——Strick is a Word us'd in the Tennis-Court by the Prisoner, *as to Strick the Ball*. I had a View of the Prisoner's Face, and knew him. He took the Guinea and half, a Ring and three Keys, and a Seal with a Hand and Sickle on it, and the Ticket I had of Mr. *Adams* for the Horse. When he found I had no more than a Guinea and half he ask'd me what I had done with the rest of my Money (*i.e.* What, says he, *have you left it at London*.——I don't know that I made him any Answer.——He then asked me for my Watch, and said you Villain you know I never wear one.

Coun. What Time of the Night was you robb'd?

Mr. *Wheatly.* About half an Hour after nine.

Coun. Was it light enough to discern the Prisoner's Face? Was he alter'd from his common way of Appearance?

Mr. *Wheatly.* No otherwise than the lower part of his Face was Yellow. - - - If I was not positive to him, I would not say it for my Right Hand.

Coun. What Colour were his Clothes?

Mr. *Wheatly.* He was in a close-bodied brown Coat.—— They were all in brown Clothes.

Coun. How long have you known him?

Mr. *Wheatly.* About nine Months or better.

Coun. How often have you seen him?

Mr. *Wheatly.* Above 50 Times.

Coun. Then you us'd to play at Tennis with him.

Mr. *Wheatly.* No, I never play'd, but I go there frequently.

Coun. for *Pris.* Had you any Knowledge of his Voice, when he robb'd you?

Mr. *Wheatly.* I knew him by his Voice, Countenance, and Manner of Action.

Coun. What became of the Prisoner after he robb'd you?

Mr. *Wheatly.* He made off towards *London* over the Bar-way, and was follow'd by the other two Men, who never molested me all the while. When they were gone, I went home and had my Wound dress'd, and gave an Account of the Robbery.

Coun. When did you see the Prisoner again?

Mr. *Wheatly.* The next Day about Noon, at the Tennis-Court. He was standing near the Door, with Mr. *Warren*. I told him I was not going my Journey, and that I could not do his Errand.

Coun. And what did he say then?

Mr. *Wheatly.* He said to his Friend, let's go.

Court. Why did not you seize him at that Time?

Mr. *Wheatly.* I had apply'd to Justice *Fielding* for his Warrant, but as I could not spell the Prisoner's Sirname, nor knew his Christian Name, his Worship would not grant it.——I went to the Lord *James Cavendish*, and told him the whole Affair, and he bid me defer seizing the Prisoner till next Day, that we might have Time to enquire if the Prisoner was among the Troopers that were lodged at Gamble's-well. This was the Day the Prince of *Hesse* went away. I went the next Day to Col. de Veil, and relating the Robbery to him, in the same Manner, and with the same Circumstances I have now reported it; he granted his Warrant, and then I went with Mr. *North* and a Serjeant and seiz'd the Prisoner, and told him the Manner in which I had been robbed.

Thomas Baker. Mr. *Wheatly* came home the 5th of June, before Ten o'Clock, and said he had been robbed by a Man whom he knew.

Coun. Where do you live?

Baker. About a Mile and half from *Kingsbridge*.

I am a Tenant of *Mr. Wheatley's*, but was then at *Camberwell*. I was in the Parlour when Mr. *Wheatley* had his Wound dress'd by a Gentleman in *Camberwell-street*.

Com. Did he mention the Particulars of the Robbery?

Baker. He said he had been robbed of a Guinea and a half.— It was light enough when he came Home for one Man to distinguish another.

Com. Did he say any thing of the Man demanding his Watch.

Baker. He did not mention that in particular.

Dr. *Thompson.* I was called on to come to Mr. *Wheatley* on the 5th of June, a little before Ten, and I went to him.

Com. Did he say he knew the Man who robbed him?

Dr. *Thompson.* He said he believed he knew him.— It was so light at that Time that one Man might know another.

Duncan. *James Frazier*, Esq; Between ten and eleven o'Clock, the Day after Mr. *Wheatley* was robbed, as I was standing at my Door talking to a Woman, he came to me for a Warrant to take up a Man who had robbed him. He sat down, shew'd me some Marks, and said he had been very ill used. I asked the Name of the Person who had robbed him? He reply'd, God bless me, I was told it just now, but have forgot it. He said he would go on the Parade and look for the Man, for that it was a Soldier, but that he was not sure of his Person.— I advised him, as the Robbery was committed in *Surrey*, to get a Warrant there, for that my Watrant could not be executed in that County; but if he brought a Warrant from thence, I would back it, and he might then seize the Prisoner. I told him I would do nothing without a positive Affidavit.

John Baker. I am a Sadler at *Charing-Cross*. The Day after Mr. *Wheatley* was robb'd, he came to my House, and said he had been robb'd the Night before in going home, but, says he, as I came over St. *George's Fields*, I saw the Man.— Ay, said I, why did not you cause him to be apprehended; He said, I have given two Watermen a Shilling each to watch which Way he goes; but I believe, if I was to take him, I should endeavour to save his Life if he would impeach his Companions.

George Baker. On Thursday the 5th of June Mr. *Wheatley* dined with me at my Lodgings by *Golden Square*. It was about four o'Clock when he came, and in the Evening I parted with the Prisoner.

Com. How was he dress'd?

Baker. In a white Fustain Frock, and white Waistcoat— I believe he came from the Tennis-Court.

Com. for Prosecution. How came he to dine with you that Day? Did you invite him?

Baker. I cannot say I did. He used to come pretty frequently, and we never made any Ceremony one with another.

Com. Why are you so positive as to the Day?

Baker. Because Mr. *Greenwood* was taken upon the Saturday. I heard he was carried before *Colonel De Veil* for a Robbery done on Thursday; and then I recollected he had been with me that Day.

Com. You are sure he dined with you?

Baker. As sure as I ever was in any one Thing in the World. We parted about Seven, and he was going towards the *Strand*.

Cecilia May. I am Servant to Mr. *Greenwood's* Uncle— On the 5th of June he came to his Uncle's House in the Savoy about a Quarter after Seven in the Evening, and asked for my Master; I told him he was gone to the *Genoa* in *Bridges-street*, *Covent-Garden*.— Mr. *Greenwood* was dress'd in a white Fustain Frock, and white Stockings. I am sure it was white, because I told him I thought it cool Wear for the Summer Season.

Com. And do you use to take Notice of Gentlemens Cloaths who come to your Master's House?

May. No, Sir, Only I thought I might take this Liberty with the Prisoner who was my Master's Relation.

Com. How long have you lived with the Prisoner's Uncle?

May. Three Years the 24th of this Month.

Com. Why are you so positive as to the Day?

May. Because the Prisoner was taken upon the Saturday.

Com. Did he come from his Lodgings in *Conduit-street*?

May. I cannot tell.

Com. How often did he visit his Uncle?

May. I do not know.— One in three Weeks perhaps he might come.

Com. Why did he come once in three Weeks? Did his Uncle pay him any Money every three Weeks

May. I don't know that.

Com. How many Servants does your Master keep?

May. Only me.— He is a Gentleman, and lives on his Fortune.

William Chalmer. I live in the Savoy, and saw the Prisoner between Seven and Eight, and would have had him gone with me to *Thatched-Inn Coffee-House* that Evening, where I was going to tax an Attorney's Bill; but he refused, and we parted about Eight, for he said he was going to the *Genoa* Arms in *Bridges-street*, *Covent-Garden*.

Bartholomew Greenwood. I am the Prisoner's Uncle. He came to me about eight to the *Genoa* Arms and continued in my Company till past ten.

Com. Who was present?

Greenwood. Mr. *Dubonnet*, Mr. *Turner*, Mr. *Austin*, Mr. *Sarah Cross*, and Mr. *Cross*. We sat Drinking; the Prisoner drank three Gills, and I drank the same; and would have had another half Pint, but a Gentleman pulled out his Watch, and it being near ten, I told him I did not care to drink

any

any more. I went into the Yard with him, and there we stood talking for some Time, and the Prisoner went home shortly after he parted with me. He had a Mile to his Lodgings—He had on a white Frock.

Walter Dodmead, Esq; I was eating a Lobster at the *Genoa* Arms, and seeing Mr. *Bartholomew Greenwood*, the Prisoner's Uncle, I ask'd him to eat with me. The Prisoner came in about 8, and sat down on my right Hand. I observ'd he had on a white Fustian Frock; and he ask'd me what I thought he might give a Yard for it.—I told him 25 or 26 s. tho' I had not bought any for some Time. He told me he gave no more than 16 s. Mr. *Thomas Cox*, the Master of the House brought in a Pattern of Cloth, and I told him I thought it would not suit him because he was a gay young Gentleman. The Prisoner would have had more Wine but it being late, his Uncle refus'd; and then they sat talking some Time, because the Boy did not bring the Change readily.

Court. What Time of the Night did the Prisoner leave the Room?

Dodmead. At about a Quarter after Nine.

Court. How do you know it was a Quarter after Nine? Had you any Clock, and did you look particularly upon his going?

Dodmead. No, my Lord, but the old Gentleman saying it was late, one of the Company pull'd out his Watch, and it was a Quarter after Nine all but one Minute. They staid about three or four Minutes in the House, and then got up and went into the Passage, and there they stood talking a Quarter of an Hour or more, and then went out at the Fore-Door.

Court. Did you see them all the While?

Dodmead. Yes, for I sat fronting the Window, and saw them all the While they stood in the Passage, and at the Door, and when they went away I am sure it was above half an Hour after Nine.

John Turner. I came into the *Genoa* Arms about half an Hour after Seven, and the Prisoner came in about Eight. He tarried in the Room 'till a Quarter after Nine, and then went out and talk'd with his Uncle, for above half an Hour.—He had on a white Fustian Frock, Waistcoat, and Stockings. —I am a Seedsman in the *Strand*.

Joseph Austin. I was not in the Prisoner's Company at the *Genoa* Arms, but I sat at another Table in the Room, and am positive that he tarried in the Room 'till a Quarter after Nine.

Sarah Cox. I remember young Mr. *Greenwood* came into the *Genoa* Arms about 8 o'Clock, and was drinking with his Uncle, and would have had more Wine at past 9 o'Clock.—I pull'd out my Watch, and it wanted but one Minute of a Quarter after Nine; and the Prisoner and his Uncle went into the Passage, and stood talking half an Hour after this. I am very sure he had on a white Fustian Frock, because both saw it and felt it.

Thomas Cox. I am Master of the House (the *Genoa* Arms) and know the Prisoner very well. I was in Company with him the 5th of *June*. He came in about 8 o'Clock, and I tarried with him 'till after Nine, and left him in Company of his Uncle—He had on a white Fustian Frock.

Alice Wharton. I live in *Conduit-Street*, and the Prisoner lodges at our House. On the 5th of *June* he came Home about eleven o'Clock.

Court. Can you be certain this was the 5th of *June*.

Wharton. I can—because he was taken up on the 7th.

Court. Why are you so positive to the Time of his coming Home this Night? Have you a Clock in the House?

Turner. There are two Clocks in the House, and one goes a Quarter before t'other; and I am sure it was about eleven when he came Home.—He had a white Fustian Frock on, and went out and came Home in the same.

William North. Mr. *Greenwood*, the Prisoner has lodg'd at my House above these two Years.—I live in *Conduit-Street* near *Hanover-Square*, it is about a Mile from the *Genoa* Arms in *Bridges-Street*.—I had been abroad myself that Evening, and came in just before the Prisoner, and I am sure it was then about 11 o'Clock.

Court. What Cloaths had he on?

North. I took no Notice of his Cloaths.

Colonel *De Veil.* When Mr. *Wheatly* came before me he gave much the same Account of the Robbery as he has done now.—He said he believed the Man who robb'd him must have a black Arm, for he had given him several Blows on it.—When the Prisoner came to be examined there appeared no Marks on his Arm.—I put off his Examination, and when he was a second Time before me, several of these Gentlemen gave the same Account of his being in their Company as they have now given.

John Greenwood. I am the Prisoner's Brother. He has a Copyhold Estate, which he lets out at 70 *l. per Annum* in the Parish of *Radden* in *Glamorganshire*. I have received the Rents for my Brother, and he has a Freehold besides. I am the elder Brother; but my Father dy'd about four Years ago, and left it by Will to the Prisoner.

Lord *Delaware.* Mr. *Greenwood* having assisted Capt. *Bedford* in the Post of Rough Rider, he was recommended to me by Capt. *Parsons*, who told me would make a good Rider. He was first in Master *Foubert*'s for about a Twelvemonth; and then I promoted him to the Post of Rider, after Capt. *Bedford* was preferr'd. It is worth about 200 *l.* a Year: Sometimes more or less, but I am assur'd it is a good 150 *l.* In this Capacity he has serv'd a Year and a Quarter, and I never had any Complaint of his Negligence in all that Time.—And I can say further, that I never sent for him, either

either Morning or Evening, but he came to me immediately.

Council for the Prosecution. You have heard, my Lord, that he was a Gamester.

L. Dillwyn. Never at any Thing but Tennis, and then with the best of Company. Here are some Officers in Court who will speak to his Character.

Major *Driver.* I have the Honour to be Major of the First Troop of Guards. I know the Prisoner to be a very honest Fellow.

Capt. *Hawker.* I have known him these nine or ten Years: He has always behav'd well, and bore a good Character.

Roger Williams. I have known him these seven Years, and he always behav'd well.

Mr. *Mac Carty.* I have known him these two or three Years, and never heard any one speak disrespectfully of him. His general Character is that of a very honest Man.

Mr. *Ellis*, Steward to L. *Waipole's*, Mr. *Gardner*, Mr. *Black*, and Mr. *Thomas Jones* gave the Prisoner the Character of a very honest Man, and believed nothing could induce him to be guilty of Highway Robbery.

Counc. for Prosecution. My Lord, and you Gentlemen of the Jury, we shall call several Gentlemen of undoubted Reputation to the Character of Mr. *Wheatley*. Call Mr. *Booth*.

William Booth, Esq; Mr. *Wheatley* is a Gentleman of Truth and Veracity; and would not forswear himself, I believe, on any Account.

Richard Shepherd, Esq; and Mr. *William Shepherd*, said they knew Mr. *Wheatley*, and that he always bore an excellent Character.

Mr. *Elliot*. Mr. *Wheatley* is a Gentleman of Fortune, and would not forswear himself for any Consideration whatever.

Mr. *Strand*. I know Mr. *Wheatley*, and believe he would not forswear himself for the whole World.

Mr. *Briton*. I have known Mr. *Wheatley* these eight Years, and take him to be a Man of as fair a Character as any in the World.

Mr. *Hester*. I have known Mr. *Wheatley* these 25 Years, and have found him a Gentleman of an unblemish'd Character.

Mr. *Richardson*. I have known Mr. *Wheatley* upwards of 20 Years, and look upon him to be as honest a Man as any living.

My Lord having summ'd up the Evidence for and against the Prisoner, told the Gentlemen of the Jury, that if they believed what Mr. *Wheatley* had sworn, they would find the Prisoner *Guilty*; but if they did not believe it, they would Acquit him. They withdrew, and returned in 17 Minutes, and brought in their Verdict *Not Guilty*.

CHARLES GREEN and *JOHN FLOOD*, late of St. *Mary Lambeth*, were indicted for assaulting *Jacob Benjamin* on the Highway, putting him in Fear, and taking from him Half a Guinea in Gold, and 26 *s.* in Silver, *June* 13.

They were again indicted for assaulting *Abraham Moses* on the Highway, putting him in Fear, and taking from him 6*d.* Halfpenny in Money, *June* 18.

At the Prisoners Request, the two Jews were examined apart.

Jacob Benjamin. I had been at *Bethlehem* Fair, and returning about Three in the Morning, with *Abraham Moses*, we were met by *Green* and *Flood*. They bid us Good-morrow, and we bid them Good-morrow again. They ask'd us where we had been, and how we came to be travelling so soon; I told them we had been to the Fair. They asked us, if we had had a good Fair? I told them No, we could take no Money, the Country People had none to spare. When we came about the *Red Lyon* at *Newington*, *Flood* clapp'd a Pistol to my Breast, and took Half a Guinea and 26 *s.* in Silver; and whilst he robb'd me, *Green* took hold of *Abram Moses*, the Boy. I did not see the Prisoners for some Time after: In coming over *London* Bridge, I knew them, and had them taken, and carried before my Lord Mayor, who committed them to *Newgate*.

Abraham Moses gave the very same Account of the Robbery; and said he knew their Faces, and had as full a View of them as he had when they stood at the Bar.

Defence. Mary Cook. I live at *Shipston upon Stower*, in *Worcestershire*; *Flood* was at my House the 13th of *June*, and lodg'd there till the 17th. It is counted eighty Miles from *London*. It was Fair-Time, and I let out Lodgings to Travellers, and *Flood* and his Wife, have kept the Fair several Years.

William Croft. I live where Mrs. *Cook* does, and saw *Flood* at her House the 12th, 13th and 14th of June.

George Mason and *Anne Comyns* gave *Green* a good Character.

Flood. I am innocent.—Lord deliver me.

The Jury found them both *Guilty*. *Death*.

THOMAS PADZEN, of St. *Saviour's Southwark*, was indicted for stealing 22 Yards of Cloth, value 11 *l.* the Property of *Mary Astley*. It appear'd by the Evidence of the Prosecutor, that the Cloth was stolen out of her Yard, the 9th of *June* was twelve month; and *Peter Huey* a Constable depos'd, that he took a Piece of the Cloth out of the Drawers in the Prisoner's Lodgings. The Prisoner pleaded, that his Wife dealt in *Rag-Fair*, and had bought the Piece of Cloth found in the Drawers; and said she was now dead.

Joshua Dunnecliffe, and Mr. *Simpson*, and his Wife gave the Prisoner a good Character, and said they had intrusted him with Money and Goods, and found him to be very honest. *Acquitted.*

ANN BENSON, of St. *Mary Rotherhithe*, was indicted for stealing 9 *s.* in Money, the Property of *Nathaniel Turner*. The Prisoner was a Servant to the

the Profecutor, and at ſeveral Times had taken Half-pence out of the Till in the Shop; on which he detected her, they ſeiz'd her, and found the mark'd Half-pence on her; on which ſhe confeſs'd, and ſaid the damn'd Money Box tempted her. The Priſoner call'd *Eliz. Wood* to her Character; but the Fact being plain the Jury found her Guilty to the value of 10*d.*

MARTHA SEDGWICK, of St. *Georges Southwark*, was indicted for privately ſtealing a Silver Pint Mug, value 4*l.* the Property of *Eliz. Smith*. It appear'd by the Evidence of *Chriſtopher Smith*, that the Priſoner was a Servant, and had taken the Mug and ſold it to Mr. *Sellon*; and that by means of Notices from the *Goldſmith's* Company he found it out. The Priſoner call'd *George Jefferys*, *Edward Andrews*, and others to her Character. *Guilty*, 39*s.*

ANN, the Wife of *John Prieſtly*, was indicted for privately ſtealing 48 *Leghorn* Hats, value 5*l.* in the Shop of *Wm. Haſlem*. The Profecutor's Servant depos'd, That the Priſoner came into the Shop and bought an eighteen-penny Funnel, and came a ſecond Time for a Platter, and whilſt he went into the Cellar to get it, ſhe took an Opportunity to carry the Box of Hats off. The Fact was fully prov'd by other Evidence. *Guilty*, 10*d.*

GEORGE METCALF, late of St. *Saviour's Southwark*, was indicted for privately ſtealing a Silver Watch, value 5*l.* and five Guineas in Money, the Property of *Francis Metcalf*, *May* 15.

Francis Metcalf. The Priſoner had aſſiſted me in the hard Froſt. I keep a Tap in an Inn in the Borough, and my Watch and Money was taken out of a Drawer. I ſuſpected the Priſoner, and went to the Bell in *Wood Street*, to ſee for him. He is a Taylor, and keeps one or two Men at Work. I found he had paid a Score to the Tayſter of that Inn, and when I took him up, he confeſs'd the Robbery. I had one Guinea of my Money return'd, and he had ſpent four.

The Priſoner's Confeſſion was proved; and did not ſay one Word in his Defence, nor call a ſingle Perſon to his Character. *Guilty. Death.*

THOMAS MARTINGALL, was indicted for privately ſtealing a Copper, value 50*s.* the Property of *Thomas Fowler*. *Acquitted.*

ALEXANDER DAVIDSON, and *JOHN CAMPBELL*, otherwiſe *WILLIAM THORBURNE*, were indicted for ſtealing a Pair of Grates, and ſeveral Parcels of Old Iron, the Property of *Edward Cole*, of *Newting on*; but Mr. *Cole*, not being able to prove that the Priſoners had any of the Things mention'd in the Indictment, they were *Acquitted.*

JOHN CLARE, was indicted for ſtealing a Shirt, value 12*s.* the Property of *Enoch Radford*. *Guilty*, 10*d.*

JAMES KING was indicted for ſtealing 28 lb. wt. of Glue, value 14*s.* the Property of *John Horley*. The Glue was found on the Priſoner; and the Jury found him *Guilty* to the Value of 10*d.*

JOHN LAWLER, was indicted for ſtealing five Shifts, five Linnen Aprons, four Handkerchiefs, and other Goods, the Property of *Thomas Tegg*, *April* 5.

It appear'd by the Evidence of *Edward Wheatly*, that the Priſoner confeſs'd he took the Linnen and hid it in the Vault; and Mr. *Cooke* depos'd he ſaw him take them. *Guilty.*

THOMAS WIGGANS, was indicted for ſtealing two Silver Tea Spoons, two Braſs Candleſticks, and a Peruke, the Goods of *Richard Wheeler*.

Mr. *Wheeler*, I left my Door on the Latch, and the Priſoner went in and took the Things; he confeſs'd to my Son that he flung the Candleſticks into a Ditch, where they were found.

Mary Halſey, I ſaw him take the Things. He made no Defence. *Guilty.*

ANN POWELL, Spinſter, was indicted, for that ſhe, not having the Fear of God before her Eyes, on a Female Baſtard Child, born of her Body, did make an Aſſault, and with both her Hands ſtrangled and faſten'd about the Neck of the ſaid Child, the ſaid Child, on the 24th of *July*, did choak and ſtrangle, of which choaking and ſtrangling it inſtantly dy'd.

She was alſo indicted on the Coroner's Inqueſt, for the Murder of the ſaid Child.

Jane Martin. On the *Thurſday* Night ſhe lay with me in the ſame Bed, and was very uneaſy; ſhe got up in the Morning, and went out, and when I returned on the *Friday*, ſhe aſk'd me if I ſaw any Alteration in her? I told her I did, and believed ſhe had been delivered of a Child. She confeſs'd to me ſhe had, but begg'd me for God's ſake not to diſcover her. She ſaid ſhe had buried the Child. The Priſoner has a Husband.

Court. How do you know that?

Martin. Becauſe ſhe was Married at our Church. Her Husband is now living.

Margaret Martin, and *Richard Reeves*, were called, but did not give Evidence, it appearing that the Priſoner was Married, and it could not be ſuppoſed that the Child was a Baſtard, as the Indictment ſet forth; on which the Jury Acquitted her.

WILLIAM PAINE, of St. *Mary Magdalen Herrmondſey*, was indicted for ſtealing a Pig, value 5*s.* the Property of *Henry Thomas*, *June* 20.

Mr. *Thomas*, I loſt the Pig out of my Yard. I am ſure it could not get out of itſelf; it was found upon the Priſoner, by a Watchman.

Priſoner. I think, my Lord, he has not made much of it yet, I would have you examine him again.

Richard Perry. I am a Watchman, and met the Priſoner with the Pig on his Back in a Sack. I aſked him what he had got, and he ſaid only ſome Skins; but I heard the Pig ſqueak; and it appeared to belong to Mr. *Thomas*.

Priſ. A man ran away that belong'd to it, and I happened to kick the Bag as I came along, and ſo the Pig ſqueak'd.

Perry. I ſaw no Man run away. *Guilty* 10*d.*

JOHN ASHWELL, was indicted for feloniously ſtealing two Side Coach Glaſſes, the Property of *Sarah Peckham*, *June* 3.

It appeared by the Evidence of Madam *Peckham*'s Coachman that the Glaſſes were loſt out of the Coach-Houſe; and another Evidence depos'd, That he ſaw the Priſoner carrying them away in a Sack. The Priſoner's Confeſſion Juſtice *Shard* was prov'd, and he having nothing to ſay in his Defence, the Jury found him Guilty to the value of 4*s*. 10*d*.

ELIZABETH ROSE, was indicted for ſtealing one hundred of Aſparagus Buds, value 2*s*. 6*d*. in a Shed belonging to *Edward Staples*, of *Batterſea*, Gardener. *Acquitted.*

JOHN HARRIS, was indicted for feloniouſly ſtealing a Bay Mare, value 5*l*. the Property of *William Kimber*, on the 20th of *April* laſt.

Mr. *Kimber*. I loſt my Mare off the Common.—I cannot tell that he took her.

The Priſoner brought proof that he bought the Mare, ſo the Jury Acquitted him.

SARAH CATHEW was indicted for feloniouſly ſtealing 20*s*. in Money, and ſeveral Shirts, Shifts, and Table Cloths, the Property of *Henry Salter*.

Mr. *Salter*. The Priſoner was my Servant; ſhe confeſs'd the taking my Money, and ſaid ſhe had ſpent ſome, and the reſt ſhe had bought Things with; and when I carried her before Juſtice *Richardſon* ſhe confeſs'd that ſhe pawn'd the Things.

It appear'd, in the Priſoner's Defence by the Evidence of Mr. *Hoskins* and others, that the Proſecutor had agreed to make the Matter up for 5*l*. 10*s*. which was to be paid at only one Shilling a Week. *Acquitted.*

HANNAH HAWS was indicted for privately ſtealing a Silver Watch, value 3*l*. and a Steel Chain, value 1*d*. the Property of *John Hoare*; but the Proſecutor not being able to fix the Fact upon the Priſoner (having loſt his Watch when aſleep) the Jury acquitted her.

JOHN LYON was indicted for a Miſdemeanor, in deceitfully getting into his Poſſeſſion, in the Pariſh of St. *Mary*, *Rotherhithe*, the inſide Work of a Watch, value 3*l*. the Property of *William Honeychurch*. It appeared by the Teſtimony of the Proſecutor's Son, that *Lyon* came to his Father's Shop, as if ſent by the Proſecutor, and obtain'd the Work of a Watch, which he had pawn'd, and which the Proſecutor could never ſince come at.

The Priſoner made a very trifling Defence, and ſaid the Proſecutor wanted him to work for little or nothing, and wanting Money in the hard Froſt, he pawn'd the inſide of the Watch to buy him Victuals and a little Drink. The Jury found him guilty of a Treſpaſs only.

SARAH LUCAS, otherwiſe *MARY JULIERS*, was indicted for feloniouſly ſtealing ſome Wearing Apparel the Property of her Miſtreſs; but there being no Proof to affect the Priſoner, the Jury acquitted her of the Indictment.

MARY FLOODGATE, of St. *Saviour's* was indicted for ſtealing one pair of Sheets, value 15*s*. one Shirt, and other Things, the Property of *Thomas Squire*, *March* 30.

Mr. *Squire*. The Priſoner was my Servant, and took the Sheets out of my Houſe, and I found them at Mrs. *Butler's*, where ſhe had carried them.

Priſ. He gave me the Sheets and Things to let him lie with me.

Sarah Butler. The Girl told me her Maſter had given her the Things.

Priſoner. He us'd to lock me up becauſe I would not let him lie with me. He has lain with me at four o'Clock in the Morning when my Miſtreſs has been in Bed. *Guilty of Felony.*

JAMES TIGWELL was indicted for breaking the Houſe of *Richard Cowdery*, and ſtealing four Coats, two Waiſtcoats, and two pair of Breeches.

Mr. *Cowdery*. My Houſe was broke open the 23d. of July about 11 o'Clock at Night. I cannot ſay the Priſoner did it, but the Coats which were ſtolen were found upon him, and when he was taken and carried before 'Squire Baker, he confeſſed that he and *Edward Walker* broke open my Houſe, and agreed to come the *Tueſday* following to break it open again.

The Confeſſion of the Priſoner, taken before *E. Baker*, Eſq; was read; but the Court not being ſatisfy'd that the ſaid Information was made voluntarily, and there being nothing elſe to affect the Priſoner but his own Confeſſion, the Jury Acquitted him.

N. B. Edward Walker was committed to the County Goal with *Tugwell*; but no Bill of Indictment was found againſt him by the Grand Jury.

JOHN THOMPSON was indicted for ſtealing a Sheep, value 8*s*. the Property of *Richard Beale*; which Fact being plainly proved, the Jury found him guilty of the Indictment.

WILLIAM CHANCEY was indicted for ſtealing three Sheep, the Property of *William Cooke* of *Kingſton*.

It appear'd by the Evidence of *William Bodens*, otherwiſe *Roach*, that the Priſoner and himſelf ſtole the Sheep; but there being nothing to affect the Priſoner only the Teſtimony of *Bodens*, (who was a Priſoner and in Irons himſelf) the Jury acquitted him.

RICHARD WARREN was indicted for ſtealing three Lambs, the Property of *Robert Predey*; to which Indictment he pleaded Guilty.

THOMAS CINNEBY and *THOMAS HALL* were indicted for ſtealing three Deal Boards, value 3*s*. the Property of *George Watſon*.

Joſeph Hartwell and *William Ginn* depos'd, that they had ſeen the Priſoners carry Deals out of Mr. *Watſon's* Yard, and it appeared they had taken the Deals mentioned in the Indictment.

Mr. *Hinder*, Mr. *Page*, Mr. *Martin* and Mr. *Euſtace* gave both the Priſoners a good Character;

and ſaid they had employ'd them as Carpenters, and ſhould be very glad to employ them again. The Jury found them both Guilty 10*d.*

The TRYALS being ended, the Court proceeded to give Judgment as follows:

Received Sentence of DEATH, 6.

William Creek *Charles Green* *John Flood*
George Metcalf *Joſeph Hooper* *Mary Cooper.*

For TRANSPORTATION 7.

Martha Sedgwick *Ann Prieſtley* *John Lawley*
Thomas Wiggans *John Thompſon* *John Aſhwell*
Mary Floodgate.

BURNT in the HAND 2.

Richard Warren *John Clare.*

To be WHIPT 5.

William Payne, *James King* *Thomas Hall*
Thomas Cunneby *Ann Benſon.*

GOD Save King *GEORGE.*

The Proceedings *at the Aſſizes for the County of* Eſſex, *held at* Chelmsford *17th, 18th and 19th Days of July.*

THOMAS FULLER, was indicted for ſtealing a Bay Mare, value 5*l.* the Property of *Henry Winey*; but the Priſoner making it appear to the Court, that he exchang'd a Mare for that for which he ſtood indicted, the Jury Acquitted him.

FRANCIS WALLIS, (a Trooper) was indicted for privately ſtealing three 36*s.* Pieces, one Moidore, and 25 Guineas in Gold, the property of *Joſeph Bottomley*, *Feb.* 15.

The Proſecutor was Hoſtler at the White Hart, at *Brentwood*, and loſt the Money out of the Hoſtlery. *John Knight* ſaw the Priſoner in the Hoſtlery the Night the Money was loſt; and it appear'd that the Priſoner had bought a Watch, Rings, Buckles, *&c.* and ſaid his Uncle dy'd and left him the Money; but the Proſecutor going to the Priſoner's Uncle found him alive and well. The Jury found him Guilty of Felony.

WILLIAM HAWKS, was indicted for ſtealing Sheep, the Property of *Peter Paine.* *Guilty.*

MARY RICHARDSON and *SARAH GIBBS*, Spinſterss, were indicted for ſtealing a Linnen Gown, value 7*s.* the Property of *Margaret Rounce*, *July* 12, in the Pariſh of *Eaſt Ham.*

Mrs *Rounce.* As I was coming to *London*, I met the two Priſoners between *Rumford* and *Ilford*, and Enquir'd the Way of them; but inſtead of bringing me the right Road to *London*, they led me to *Epping* Foreſt, and kept me till Night, ſo that I was obliged to ſleep there all Night under a Tree with the two Priſoners at the Bar. In the Morning they wanted Money, they ſaid, ſo I propoſed going to ſell my Gown, which was ty'd up in a Bundle, and I went to a Place they call the *Old Mill* to offer it to Sale, but the Woman would not buy it. As I came on with the Women, they took my Gown away from me, and ran away with it. - - - - I cannot ſay they took it by Force. - - - They ran away, and it was taken from under *Richardſon*'s Coats.

Mr. *Alexander.* I met this Woman on the Foreſt, and ſhe told me ſhe had been robb'd of a Gown by the two Women who were gone before. I told her not to be afraid, for ſhe ſhould have her Gown again; ſo I went after them and took them. They ſaid the Woman (the Proſecutrix) had given them the Gown.

Neither of them ſaid any Thing in their Defence. *Guilty.*

Note, *Theſe two Women were at firſt indicted for a Robbery on the Highway; but it appearing to the Court*, that Mrs. *Rounce* was not put in Fear, *they were acquitted of that Part of the Indictment, and only found* Guilty of feloniouſly ſtealing, *which is* Tranſportation.

JOHN FISH was indicted for feloniouſly ſtealing Seven Sheep, value 40*s.* which Fact being proved upon him, by *Nathaniel Prior*, his Accomplice, the Jury found him *Guilty.*

OWEN POULTER was indicted for ſtealing one Pair of Silver Buckles, and a Waiſtcoat, the Property of *James Manning.* Guilty.

RICHARD ROBINS was indicted for ſtealing a Dimity Gown, value 12*s.* three Diaper Table Cloths, three Damask Napkins, and other Things, the Property of *Adam Holt*, on the 6th of *May.*

Mr. *Holt* prov'd, that the Priſoner took the ſaid Goods from a Hedge near his Houſe where they were drying; and *Henry Gold*, Waggoner, ſaid, that he ſaw the Priſoner fling the Goods into his Waggon between *Ingatſtone* and *Brentwood.* The Priſoner ſaid nothing in his Defence. *Guilty.*

JOHN COOPER, late of the Pariſh of *Barwell*, was indicted for breaking and entering the Dwelling Houſe of *William Newman*, no Perſon being therein, and ſtealing 30*l.* weight of Pork, the Property of the ſaid *William Newman*; *March* 19.

Mr. *Newman.* My Houſe was broke open when I was on my Voyage to *London.* There were eleven Pieces of ſalted Pork taken away. - - - - The Frame of the Window was cut with a Knife, and we found a Piece of the Knife in the Window; and here it is. - - - This Piece of the Knife I found ſticking in the Wood. The Priſoner confeſſed he broke open the Houſe. We loſt two Loaves at the ſame Time.

Joſeph Diver depoſ'd, That he heard the Priſoner *Cooper* confeſs, when he went before the Juſtice, that he got into Mr. *Newman*'s, and ſtole eleven Pieces of Pork.

Priſoner. I was in my Boat all Night long, the 19th of *March*; I remember it was very cold Weather. I cannot prove nothing, becauſe I have no Witneſſes. *Guilty.* *Death.*

GEORGE.

GEORGE MALLARD, late of *Colchester*, was indicted for stealing five Bushels of Wheat-meal, value 40 *s.* the Property of *William Dickerson*, on the 12th of *June* last.

Mr. *Dickerson*. I can only say, that the Mob rose, and that I lost a great Quantity of Flour; but there are other People here who know more of it.

Wm. Frost. I had got a great many Sacks of Corn and Meal at *Row-Hedge* on board my Vessel, which I was to carry to *London*; and the Mob, who assembled in a tumultuous Manner in and about *Colchester*, getting Intelligence of it, came down in great Droves with intent to carry it off. As soon as I was inform'd of this, I hurried down to protect my Lading, and I saw a great Multitude of People both Men, Women and Children, assembled. I knew not very well what to do on this Occasion; but observing the Prisoner, whom I knew, I directed my Discourse to him, and endeavoured to persuade him and the others from committing any Violence. He had a naked Sword flourishing in his Hand, and said that he and the other poor People were come for Corn, for that they had neither Victuals or Drink, nor broke their Fast the whole Day. I told him, if he would be quiet, I would send for some Drink, which I accordingly did, and drank to him, and then gave it his Companions. Then I told him I would give him a Guinea, if he and the others would go home peaceably. He refus'd it, and told me a Guinea would signify nothing among so many People. Then I offered two Guineas, but he refus'd them, and said the poor People would tear him in Pieces, if they knew he did any such Thing, for they were come for Corn, and some Corn they would have, for that I was going to carry it to *France*. I told them I had never been out of the Kingdom in my Life, but they would not believe me. As they insisted upon having Meal, I thought it would be the best way to give them some, and proposed giving each of them half a Peck, if they would take it quietly, and then disperse; but said I to the Prisoner, George, *how shall I know who I serve and who I don't, here are so many of you.* He promised me he would stand at the Mill-Door, and they should come only in one at a Time. On this I open'd the Door, and got a Measure to serve the People, and as I was serving a Woman and a Girl out of a Sack I had unty'd, I turn'd my Head, and saw several of the Rioters cutting open the Sacks and carrying off the Flour: The Prisoner had let them into the Barn. I complained of this, and laid hold of the Sacks, but the Prisoner swore, if I did not let go, he'd chop my Hands off with his Sword, so that I was obliged to let them do as they pleas'd, and a great deal of Meal was lost.

John Cooke, one of Mr. *Frost*'s Men, confirm'd what his Master had given in Evidence, and said he saw *Mallard*, the Prisoner, among the Rioters.

Prisoner. I am a poor Man.—He call'd several Persons, but none appear'd. *Guilty of Felony.*

THOMAS THORN and *PHILIP MAYHEW* were indicted for assaulting *John Nash*, on the Highway, putting him in Fear, and taking from him about four Pounds in Gold and Silver, *April* 22.

They were again indicted for assaulting *Nicholas Sweeting* the Younger on the Highway, putting him in Fear, and taking from him 2 *s.* *May* 9.

Mr. *Nash*. I was attack'd the 18th of last *April* by two such Men as the Prisoners, who stopp'd my Horse and demanded my Money. I had a thirty-six Shilling Piece, and as much Silver as came to 4 *l.* and they took it all from me.—I will not be positive that the Prisoners at the Bar are the very two Men. I think they are much like 'em; but I have only myself as a Witness, and can say no more.

Mr. *Sweeting*. The 9th of *May* at Night I was met by two Prisoners. They were on Foot and I was in a Chaise. This was in *Danbury* Parish. I thought they were Rogues; they call'd out *Halloh!* I answer'd *Halloh*, and ask'd what it was o'Clock.—One of them reply'd, *D—nn ye, how should we tell?* and then they turn'd short, and went off, as I imagin'd. As I did not very well like them, I li't out of the Chaise, and left my Watch and most of my Money at a House, telling the People the Occasion of, who would willingly have assisted me with a Man or two to see me home, but I refus'd, hoping I should escape another Visit from them; but I was much mistaken, for I had not gone far before I was stopp'd by the same Men, and commanded to deliver my Watch and Money: I told them I had never a Watch, and but little Money, at the same Time giving them the two Shillings. They swore I had more Money, and then order'd me to get out of the Chaise that they might search me. I did so, and they got up and rummag'd it, but found nothing there. They were taken next Day, and carried before Justice *Nicholson*, who committed them.

Daniel Polly. I took both the Prisoners, and told them they were suspected to be Robbers; they said they were Waggoners, and had only stopp'd to drink, and that their Waggons were gone forward. We search'd them, and found their Bullets and Powder; they said it was only for killing Birds.—There was 14 *s.* in Money taken from them, four of which they had return'd to hire a Man to go to their Master's for a Character; the Messenger soon return'd, and told the Justice, their Master would not come to speak for them; for that they were a Couple of Rogues, and had lately stolen a Hog from him.

William Tuffin confirm'd Mr. *Polly*'s Evidence.

Prisoner *Mayhew*. I know nothing at all of it.

Thorne. I never robb'd any body in my Life.

Mary Mayhew. My Brother *Philip Mayhew* was at home all Night the 22d of *April*.—I hope you will be favourable.—I believe he has been link'd in bad Company.

Thorne had no Person to speak for him, nor said any Thing in his Defence. *Both Guilty, Death.*

JOSEPH HOUCHING, *JAMES HOUCHING*, (his Brother) and *SUSANNAH HOUCHING*, (his Daughter) late of the Parish of *Much Hollingbury*, were indicted for breaking and entering the Dwelling-House of *John Saltwell*, Yeoman, about the Hour of 11 at Night, on the 2d of *April* last, and ſtealing three Sheets, value 3 *s.* one Table Cloth, value 1 *s.* four Diaper Napkins, one Towel, four Pewter Diſhes, value 4 *s.* three Pieces of Foreign Gold Coin, of the value of 1 *l.* 16 *s.* each, and 17 *s.* in Money number'd, the Property of the ſaid *John Saltwell*.

They were again indicted; *Joſeph Houching*, for that he, not having GOD before his Eyes, but being moved and ſeduced by the Inſtigation of the Devil, on the 2d of *April*, about the Hour of 11 at Night, in the 13th Year of his Majeſty's Reign, with Force and Arms, at *Hollingbury* aforeſaid, in and upon *John Saltwell*, in the Peace of God, and our ſaid Lord the King, then and there being, felonioully, voluntarily, and of his Malice aforethought, did make an Aſſault, and the ſaid *Joſeph Houching*, with a certain Gun, of the Value of 4 *s.* loaded with Gunpowder and Leaden Bullets, which he had and held in his Right Hand, and ſhot off, the ſaid *John Saltwell*, in the Fore-part of the Head, did give one Mortal Wound, of the Depth of one Inch and Breadth of two Inches, by which ſhooting off, the ſaid *John Saltwell* inſtantly died; and *James* and *Suſannah Houching* for being aiding, abetting, aſſiſting, helping and comforting the ſaid *Joſeph Houching* in the ſaid Murder. So the Jurors for our Sovereign Lord the King do ſay, That the ſaid *Joſeph Houching*, *James Houching*, and *Suſannah Houching*, at *Hollingbury* aforeſaid, then and there feloniously, voluntarily, and of their Malice aforethought, the ſaid *John Saltwell* did kill and murder, againſt the King's Peace, his Crown and Dignity.

They were alſo charged on the Coroner's Inqueſt for the Murder of the ſaid *John Saltwell* on the 2d of *April* laſt.

Sarah Harvey. I liv'd a Servant at Mr. *Saltwell*'s at the Time our Houſe was robb'd, and my Maſter murder'd. It was late at Night when we firſt heard a Noiſe, and my Maſter ſaid the Houſe was beſet; and he came down Stairs, and preſently I heard a Gun go off; on which I ran down, and there I ſaw my poor old Maſter lying on the Ground all over bloody, which terrified me very much. This Man (*pointing to* Joſeph Hutching) had a long Gun in his Hand; *James Houching* had a ſhort Gun, and was ſo diſguiſed, that I can hardly know him. He had a Woman's Gown on, and his Face was all over black; and *Suſannah Houching* here had a Man's Coat and Hat on.

Court. Was *Joſeph Houching* diſguis'd?

Harvey. No; he was not to the beſt of my Remembrance.

Court. What did they do when they had kill'd your Maſter?

Harvey. They ſwore they would kill me, if I did not tell them where the Money and Plate was. They then went up into the Chamber, and took all the Money they could find; then went up higher, and bound a Boy, and came down again, and took away this Linnen, and theſe Pewter Plates. (*Then Mr.* Harvey *untied a Bundle, and ſhew'd the Court the Things mention'd in the Indictment.*

Court. Were the Things in your Maſter's Houſe the Day he was murder'd?

Harvey. I am ſure they were, and here is the Pewter they took away. They were my Maſter's Goods.

Court. Can you poſitively ſay thoſe are the Perſons you ſaw in the Houſe the Night your Maſter was murder'd?

Harvey. I can't ſay that; they are much like them.

John Hawks. The Goods that have been produced were found in *Houching*'s Houſe. I know nothing of the Murder or Robbery, but as I have heard ſay.

Robert Bewley. I apprehended *Joſeph Houching*, he being ſuſpected of this Murder. I did not know very well where he liv'd, and becauſe I thought I could not find his Houſe readily, I gave a Man a Shilling to ſhew me: So we went to *Stock*, and I did not know which Way I ſhould take him; but at laſt, finding the Back-Door of his Houſe open, I puſh'd in and found him. He ſeem'd a little flutter'd, and I ask'd him how he did, ſaid I was glad to ſee him, and told him I ſhould be glad to drink a Pot or two with him. He told me, he did not know me, and ſeem'd uneaſy.

Court. Did you know him?

Evidence. I knew very little of him: I only told him ſo. His Brother, after he was ſeiz'd, offer'd me 3 *l.* to take him.

Court. And what paſs'd then?

Evidence. I had him out into the Yard; and, ſays I to him, You are ſuſpected to be concern'd in the Murder of Mr. *Saltwell of Hollingbury*: Pray, do you know any Thing of the Matter? He reply'd, I know nothing of what you talk about. But I told him, he was certainly one of the Men, and that he muſt go along with me to *Stock*; but he refuſed to go; on which a Woman whom he keeps there abus'd me. He ſaid he was never at *Hollingbury* in his Life, nor did he know where it lay. Said I, that ſignifies nothing, you muſt go with me, and away I took him to *Stock* to a Publick Houſe, where we drank together. I told the Landlord the whole Matter, and deſired he would get out of him what he could, for at that Time he would confeſs nothing to me. I went out of the Room, and left the Priſoner and the Landlord together, and ſtood looking through the Key-hole, and liſt'ning at the Door to hear what the Priſoner ſaid, but he would talk nothing at all about the

Murder then, and indeed I began to think that he was not the Man; but at last he acknowledged the whole Thing. He said, that his Brother *James* had been twice with him to go to *Hollingbury* to rob Mr. *Saltwell*, but that he refused to go. However, with much Importunity he went with him and the Girl: He said, that they set out about Nine of the Clock at Night, on *Wednesday* the 2d of *April*, for *Hollingbury*, and that they got there by 11 o'Clock; that as they went along his Brother bid him black his Face, but he refused to do it; but however his Brother and the Girl disguised themselves, and black'd their Faces. The Girl pull'd off her Gown, and the Father put it on, and the Girl put on his Coat and Hat, and then went to the House of the Deceased.

Court. And did he tell you what pass'd there?

Evidence. My Lord, he did. He said, that his Brother plac'd him at the Window, himself at the Fore-Door, and his Daughter at the Back-Door, giving her a Weapon, and bidding her knock any Body's Brains out that should oppose her; that Mr. *Saltwell*, finding his House beset, came down, on which the Prisoner thrust his long Gun through a Pane of Glass in the Window, and let fly at the Deceased, who drop'd down and died in four Minutes after. This the Prisoner said so shock'd him, that he did not know, if he had shot Mr. *Saltwell* or himself, the Gun having gone off unawares. I asked him how they got into the House, and he told me they broke open the Door by *James Houching*'s Order, and all got into the House, and the Daughter lighted a Candle, and they went and rummaged the House, bound the Woman and Boy, took away all they could, broke open a Trunk, and at last came down Stairs, and took away a Piece of a Flitch of Bacon, and then went away as privately as possible, and got Home about Sun-rising. When he was carried before the Justice he confessed it there.

Court. Was there any Confession taken in Writing?

Evidence. There was a Confession in Writing taken before *John Godfalve*, Esq; who committed him.

Then the Prisoner's Confession was produc'd and read, and prov'd to be made voluntarily and without Compulsion: It contained nothing material, but what was mention'd by the Evidence for the King.

John Bamlet. The *Sunday* before last *Easter*, I happen'd to be in Company with the Prisoner, *Susannah Houching*, drinking at *Samuel Page*'s at the *Cock* at *Rake*, and there she shew'd me a great many fine Things that she had bought. I ask'd her, how she came by the Money to purchase them, for I was sure she could not come honestly by it, and at last she told me, that her Father, her Uncle, and herself had broke open Mr. *Saltwell*'s House at *Hollingbury*, and got Money there, but at that Time she said nothing about the Murder. In two Days after I heard that a House had been broke open at *Hollingbury*, and the Man murder'd, and I told the Girl that they had done it, and that I would go and take her Father. She agreed thereto, and went with me; and when we came to the House, she knock'd at the Door, and the old Man look'd out, and ask'd who was there: She told him *only her*. He seemed very unwilling to let her in, but at last came down and open'd the Door, and went up to Bed again. The Daughter and I went up Stairs presently after him, and snatch'd his Gun from the Chimney where it hung, and went up to him, and threaten'd to shoot him if he made any Resistance; for I told him I was come to take him, and that he was charged with the Murder of Farmer *Saltwell* of *Hollingbury*. He begg'd that we would not hurt him, for that he was very ill, and could not get out of Bed, and if I would let him alone he would give all that he had in the World, and then produced about Six Pounds in Money, and only kept a Crown of it to himself. I went to Mr. *Yalding*, the Head Man of the Parish, who sent to Justice *Gilford* of *Dunmow*, and a Warrant was obtained for seizing him, and he was apprehended and carried before the Justice, where he confessed the Affair from Beginning to End. There was 17 Shillings of this Money spent, and the rest deliver'd to the People where he was examin'd, to be taken Care of; so my Lord, for all my Loss of Time and Trouble I have had in bringing this Matter to Light, I have receiv'd nothing, but I hope your Lordship will consider me.

Court to *Prisoner.* Would you ask this Witness any Questions?

Jos. Houching. I knew nothing of this; I went 18 Miles, and could not tell what I was to do till I came to the Place where the Murder was committed.

James Houching. I have nothing to say about it. I cannot tell how it was. I know nothing at all.

Court. Here is your Confession: You signed this before a Justice of the Peace at the Time you was examined.

Then the Confession of *Susannah Houching* was read, taken *April* 16, 1740, before *Jacob Houblon*, *John Olmius*, and *Richard Price*, Esqrs. three of his Majesty's Justices of the Peace for the County of *Essex*, before whom the said Prisoner was examin'd, which Examinant saith, That her Father, *James Houching*, her Uncle *Joseph Houching*, and herself, on *Wednesday* the 2d of *April* last, all three went together to a Place call'd *Hollingbury*, where they arrived about 11 o'Clock, and after having shot *John Saltwell*, they broke open the House; that she was posted at the Back-Door of the House by her Father, with Orders, if any one should resist her, to knock their Brains out; that after the said *John Saltwell* was shot, they went into the Parlour, and rummaged

nished the same; that her Uncle tied the Maid, and threatned to kill her if she made any Noise; that they then tied the Boy, and went up Stairs, and plunder'd the House of what Money, Goods, &c. they could find; and that when they came down, her Father seeing a Piece of a Flitch of Bacon, he took it away, and carried it off with him; that they all went away together, and got Home early in the Morning.

This is the Substance of the Girl's Examination, which had her Mark, and was prov'd to be made voluntarily, and without Compulsion.

Then the Court ask'd the Prisoners severally, What they had to say in their Defence? and they answer'd, they could say Nothing; only the Girl begg'd that the Court would shew her Mercy.

The Jury found all the Prisoners *Guilty*. *Death.*

MARY CURTIS, late of the Parish of *Stamford*, was indicted, for that She being with Child of a Female Child, which she brought forth secretly and alive, and which by the Laws of this Kingdom was a Bastard, and She, not having the Fear of GOD before her Eyes, when the said Bastard-Child was born, on the said Bastard-Child, She, with both her Hands, on the *4th* of *April* last, did feloniously make an Assault, and with both her Hands, in and upon the Throat of the said Female Bastard-Child, did fix and fasten, and with both her Hands so fix'd and fasten'd, the Throat of the said Bastard-Child did squeeze and press, by reason of which squeezing and pressing, the said Female Child was choaked and strangled, of which choaking and strangling it instantly died.

She was likewise charged, by Virtue of the Coroner's Inquest for the said Murder.

George Miller. The young Woman was my Servant; and on the *Sunday* before *Easter* a dead Child was found between two Walls where there was a Cavity, so that we was obliged to strike one of the Walls down before we could come at the Infant, and then a Woman took it out.

Court. Did you see it? Was there any Marks of Violence on it?

Miller. I am not a Judge of that.

Court. How came you to know the Child was conceal'd there?

Miller. The Prisoner confess'd it to my Wife.

Court. How long has the Prisoner been in your Service?

Miller. I can't justly tell; but I believe it was about last Gunpowder Treason Time she came to me.

Mrs. *Hannah Miller.* I was not at Home when the Prisoner was deliver'd of the Child, but was out a-milking, and I believe, had not been gone much above an Hour. When I returned, I found the Prisoner sitting in the same Place where I left her, and had a Suspicion that something must be the Matter, and by several Symptoms had Reason to believe, that she had been deliver'd of a Child, or miscarried; so I urged her about it, but she did not confess until I was confirmed in my Suspicion by seeing her Bed. I told her, at last, it signified nothing denying it, for I was sure she had been deliver'd of a Child, and then I call'd a Neighbour, and she at length confess'd it, and said she was in great Pain, and was deliver'd of a Girl. I then ask'd her, What she had done with it? and she told me, she had haul'd it away in the Yard; so we went and look'd all about, but could not find it there. I then began to be angry with her, and begg'd she would tell me where it was, for that I would find it, if I pull'd down the House, and at last she confess'd it was between the Walls: so it was found about Seven o'Clock at Night.

Court. Was it born alive?

Mrs. *Miller.* I don't know that. It was taken from between the Walls as naked as it was born.

Court. Did she tell you who was the Father of the Child?

Mrs. *Miller.* She did not confess that, my Lord.

Bridget Norton, Surgeon. I saw the Child, and examin'd it: There appeared a Bruise on the Shoulder; but I do not think it was mortal.

Prisoner. The Child was born dead. I was in great Pain, and knew not what I did.

Court. There is an Act of Parliament that makes it Felony to conceal an Infant after its Birth, if it born living or dead.

The Jury found her *Guilty* of the Indictment, but afterwards recommended her to the Court for Mercy.

THOMAS FULLER, late of the Parish of *Dagenham*, was indicted for privately stealing 14 s. in Money number'd, the Property of *Thomas King*.

It appear'd by the Prosecutor's Evidence, that at several Times having lost Money, and suspecting the Prisoner, he desir'd Mr. *Cane* to mark several Shillings, and got Mr. *Bennet* to borrow some Money of the Prisoner; and of 5 s. borrow'd three of them were mark'd.

Michael Reading. I borrow'd 2 Shillings of the Prisoner, and one of them was mark'd.

Prisoner. I received this Money in Payment. I know nothing of the stealing it.

William Green, *William Briggs*, and *John Saunderson*, gave the Prisoner the Character of an honest Fellow, as far as they knew. *Guilty.*

ROSE the Wife of *JOHN PLUCKROSE*, was indicted for stealing 5 s. 6 d. the Money of *Joseph Stone*. The Prosecutor fully prov'd the Fact.

Prisoner. I have a bad Husband, and three Children ready to starve with Hunger. *Guilty* 10 d.

DANIEL WEBB was indicted for stealing Plate and Money, to a great Value, in the House of Mr. *Richard Day* of *Epping*. No Proof. *Acquitted.*

He was again indicted with *John Gaffen* and *Richard Clix*, for stealing ten Gallons of Ale from Mr. *Day*; but there not appearing any sufficient Evidence, the Jury acquitted them.

STEPHEN SCARTEN was indicted for stealing a black Gelding, value 3*l.* the Property of *Christopher Hart*; and a Bridle and Saddle, the Property of *William Brown*, on the 18th of *April*.

Mr. *Hart*. On the 18th of *April*, about 11 at Night, I was call'd out of Bed, and inform'd that a Man had rode away with my Horse, on which I followed him, and overtook him at the Swan at *Hyde-bridge*, and charged him with stealing my Horse. He begg'd me to be easy, and said that he took him to ride no further than the *Angel* at *Kelvedon*.

Court. And had he rode further?

Hart. No; not so far: But he confess'd that he took the Horse, and offered me a promissory Note, for whatever Sum I requir'd, if I would make it up, and not prosecute him; but I refus'd it.

William Brown. My Boy saw the Prisoner with my Bridle and Saddle, and ask'd me if I had lent them; as I knew I had not, I concluded he must want a Horse, and we found that he had stolen one from Mr. *Hart*. I can swear to the Bridle and Saddle.

Prisoner. I was very fuddled when I took this Horse; I never did such a Thing before.

Richard Woodcock. I live near *Ipswich*, and the Prisoner has liv'd a Servant with me, and we always found him very honest, altho' it has been in his Power to wrong me in a great Measure.

Mr. *Norton*. He liv'd with me in 1737, and was a very honest Fellow. *Guilty*, *Death*.

JACOB SOAMES was indicted for stealing a black Gelding, the Property of *Henry Grout*, the 21st of *June*. It appear'd by the Evidence of Mr. *Lilly*, that the Prisoner coming to his House on the Horse, and offering it to Sale, he suspected it was stolen, and detained the Prisoner, who confessed his stealing it from off *Peisly-Common*.

The Prisoner was ask'd by the Court where he liv'd, and what he could say in his Defence. His Reply was, he could say nothing; and as to living, he shifted any where he cou'd. *Guilty*, *Death*.

JOHN COATS and *PETER PERKINS* were indicted for stealing a bay Mare, value 10*l.* the Property of *John Floyer*, *June* 6.

They were again indicted for stealing a bay Gelding, value 7*l.* the Property of *John Lockley*.

Mr. *Floyer*. My Mare was lost out of *Sussex*, and was found in this County on the Prisoners.

Thomas Whiting. The two Prisoners and I us'd to make a Practice of stealing Horses about the Country, and these Gentlemens Horses are not the first. I was in Company when they were stole, and rode off with one, and each of the Prisoners had another, and when we came to *Malden* were taken up, and before Justice *Laurence* I made a voluntary Confession, by which Means the Prosecutors were found out.

Mr. *Patterson* said, that *Perkins* had offered him a Horse to Sale, for which he was to give some Money, and set some off a Debt owing to him.

They made no Defence. *Guilty*, *Death*.

ABRAHAM DENNY was indicted for breaking open a Barn, and stealing 20 Bushels of Wheat, value 5*l.* the Property of *William Daniel*.

Mr. *Daniel*. Last *Midsummer*-Day my Mill at *Strood-Bennet* was broke open by the Prisoner and above 40 Rioters. I saw the Prisoner in the Mill, with a Sack of Flour on his Back, which he carry'd away. I am sure my Mill-Door was fast when the Mob came down, and the Prisoner was one who assisted in breaking it open.

Prisoner. Did you see me in the Mill? Pray, what Colour was the Bag I had?

Daniel. I am sure I saw you in the Mill. Your Bag was between a White and a Brown.

Thomas Mott. I am positive that I saw *Denny* at the Mill, and that he carried off a Bag of Meal.

Thomas Tucker. I was order'd by Squire *Gray* to go and use my Endeavours to disperse the Rioters, so I accordingly went, and going over a Field, just by a Style that leads to the Prosecutor's Mill, I met the Prisoner with a Bag upon his Back, which he laid down as soon as ever he saw me. I am sure there was Meal in it, and that the Bag was such a one as Mr. *Daniel* has describ'd.

Prisoner. I have People to give me a Character; I have liv'd with my Master these five or six Years. I am but 24 Years old, and have a Wife and Children. I hope you will consider me.

Thomas Collingwood. I have known him several Years, and a very honest Lad he is. I know nothing of this Riot.

Philip Neal. I knew him a Boy, and never heard any Harm of him in all my Life.

The Jury acquitted him of the Burglary, and found him guilty of Felony only.

Thomas Ramsey, committed for marrying two Wives, was discharg'd, no *Bill* being found by the Grand Inquest.

The TRYALS being ended, the Court proceeded to give Judgment as follows:

Received Sentence of DEATH, 11.

James Houching — *Peter Purkis*, alias *Perkins* — *Stephen Scarten*
Joseph Houching — — *Jacob Soams*
Thomas Thorne — *John Coates* — *John Cooper*
Philip Mayhew — *Susannah Houching* — *Mary Curtis*

FOR TRANSPORTATION, 7.

Abraham Denny — *Francis Wallis* — *Sarah Gibbs*,
George Mallard — *Richard Robins* — *John Fish*.
Mary Richardson

BURNT in the HAND 3.

Thomas Fuller, *Queen Poulter*, *Sarah Pluckrose*.

WHIPT, *William Hawks*.

Note, The Judges were pleased to reprieve *Susannah Houching*, *Mary Curtis*, *Jacob Soames*, *Peter Purkis*, *John Cooper*, and *Stephen Scarten*; and so order the Six others for Execution.

GOD Save King GEORGE.